

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

CARLTON HARRIS-BEY

PETITIONER

v.

No. 4:09CV41-P-S

STATE OF MISSISSIPPI, ET AL.

RESPONDENTS

FINAL JUDGMENT

In accordance with the memorandum opinion issued today in this cause, the state's motion to dismiss is **GRANTED**. The instant petition for a writ of *habeas corpus* is **DISMISSED** without prejudice for failure to exhaust state remedies.

SO ORDERED, this the 2nd day of February, 2010.

/s/ W. Allen Pepper, Jr.
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE